## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Confirmation No.: 3054

Nicholas M. RYAN Art Unit: 2435

 Appl. No.: 10/676,850
 Examiner: Paliwal, Yogesh

 Filed: September 30, 2003
 Atty. Docket: 2222.5440000

For: Method and System for Securing Digital Assets Using Time-Based

Security Criteria

## Third Supplemental Information Disclosure Statement

Mail Stop Amendment

Commissioner for Patents PO Box 1450

Alexandria, VA 22313-1450

Sir:

Listed on accompanying IDS Forms are documents that may be considered material to the patentability of this application as defined in 37 C.F.R. §1.56, and in compliance with the duty of disclosure requirements of 37 C.F.R. §8 1.97 and 1.98.

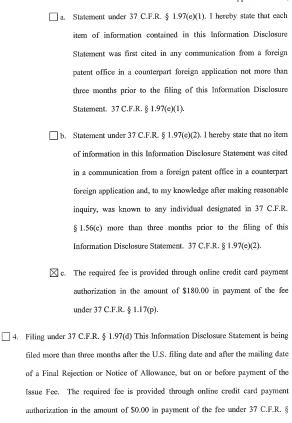
Applicant has listed publication dates on the attached IDS Forms based on information presently available to the undersigned. However, the listed publication dates should not be construed as an admission that the information was actually published on the date indicated.

Applicant reserves the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

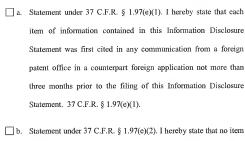
This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist. The Examiner is specifically requested not to rely solely on the material submitted herewith.

Applicant has checked the appropriate boxes below.

- 1. Statement under 37 C.F.R. 1.704(d). Each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart application and this communication was not received by any individual designated in 37 C.F.R. § 1.56(c) more than thirty days prior to the filing of this information disclosure statement.
- 2. Filing under 37 C.F.R. § 1.97(b). This Information Disclosure Statement is being filed within three months of the date of filing of a national application other than a continued prosecution application (CPA), OR within three months of the date of entry of the national stage as set forth in 37 C.F.R. § 1.491 in an international application, OR before the mailing date of a first Office Action on the merits OR before the mailing of a first Office Action after the filing of a request for continued examination under 37 C.F.R. § 1.114. No statement or fee is required.
- 3. Filing under 37 C.F.R. § 1.97(c). This Information Disclosure Statement is being filed more than three months after the U.S. filing date AND after the mailing date of the first Office Action on the merits, but before the mailing date of a Final Rejection, or Notice of Allowance, or an action that otherwise closes prosecution in the application.



1.17(p); in addition:



- of information in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement. 37 C.F.R. § 1.97(e)(2).
- 5. The document(s) was/were cited in a search report by a foreign patent office in a counterpart foreign application. Submission of an English language version of the search report that indicates the degree of relevance found by the foreign office is provided in satisfaction of the requirement for a concise explanation of relevance. 1138 OG 37, 38 and MPEP 609.04(a)(III).
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Document FP1 (JP 2006-244044) is in the Japanese language. An English language abstract is attached as NPL10.

Document FP2 (JP 2009-020720) is in the Japanese language. An English language abstract is attached as NPL11.

⊠ 7.	Copies of documents FP1-FP2 and NPL1-NPL16 are submitted. However, in
	accordance with 37 C.F.R. § 1.98(a)(2), no copies of U.S. patents and patent
	application publications cited on the attached IDS Forms are submitted. $ \\$
□ 8.	Copies of the documents were cited by or submitted to the Office in an IDS that
	complies with 37 C.F.R. § 1.98(a)-(c) in Application No, filed
	, which is relied upon for an earlier filing date under 35 U.S.C.
	$\S$ 120. Thus, copies of these documents are not attached. 37 C.F.R. $\S$ 1.98(d).
<u> </u>	It is expected that the examiner will review the prosecution and cited art in the
	parent application no(s) in accordance with MPEP 2001.06(b), and
	indicate in the next communication from the office that the art cited in the earlier
	prosecution history has been reviewed in connection with the present application. $ \\$
<u> </u>	In accordance with the Federal Circuit decision in Dayco Prods., Inc. v. Total
	Containment, Inc. 329 F.3d 1358 (Fed. Cir. 2003), Applicants submit herewith
	Office Actions from the co-pending U.S. Patent Application No,
	filed to
	The identification of these Office Actions is not to be construed as a waiver of
	secrecy as to those applications now or upon issuance of the present application
	as a patent. The Examiner is respectfully requested to consider the cited
	applications and the art cited therein during examination.

It is respectfully requested that the Examiner initial and return a copy of the enclosed IDS Forms, and indicate in the official file wrapper of this patent application that the documents have been considered.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Salvador M. Bezos Attorney for Applicant Registration No. 60,889

Date:

16 Nov 2010

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